



**IN THE CIRCUIT COURT OF MOBILE COUNTY, ALABAMA**

**RONNIE LIONEL PARISH JR.,**

**Plaintiff,**

**vs.**

**CITY OF MOBILE,**

**Defendant.**

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**CASE NO. CV2019-\_\_\_\_\_**

**PETITION FOR WRIT OF HABEAS CORPUS**

COMES NOW, the Defendant, Ronnie Lionel Parish, pursuant to §15-21-24 Ala. Code (1975) and the Defendant respectfully shows unto the Court as follows:

1. The Defendant is over the age of 119 and is a resident citizen of the City of Mobile, and County of Mobile, and the State of Alabama. The Plaintiff in this case is the City of Mobile, the Mobile City Council, Charles Graddick the Director of Mobile Municipal Courts, Mayor Stimpson, the Mayor;
2. That on 4/10/19, the date of the unlawful sentencing order, in the Mobile Municipal Court under the directive of Charles Graddick, sitting as an unauthorized judge in Mobile Municipal Court without first having been duly appointed in that capacity by the city Council and while employed and holding another position as an employee of the City of Mobile in the capacity of Director of Mobile Municipal Courts; and absent the proper authority to act in said capacity and in violation of City Municipal Code; and in violation of AL. Code §§12-14-30 and 12-17-25 and §145 of Al. Constitution.
3. That Ronie Lionel Parish was arrested by Municipal Court Police, and has been held in Mobile Metro Jail, has been made a prisoner and held in custody by the unlawful directive of Charles Graddick without due process of law in violation of the Alabama Constitution and the United States Constitution.

4. That in violation of the State Code and municipal ordinances, divests Charles Graddick from acting as a Mobile Municipal Judge ; therefore the trial, conviction and sentenced of the Defendant, Ronnie Lionel Parish is due to be over turned for lack of jurisdiction following an evidentiary hearing.
5. That on April 22, 2019 within the 14 day window for offering notice of appeal, the defendant filed a *pro se* request for appeal bond which has been ignored by the Municipal Court; and the Defendant has been denied access to the courts.
6. That the City of Mobile, the City Council, Charles Graddick, and the Mayor of Mobile, know that the directives of Charles Graddick to detain him under an unlawful conviction are without jurisdiction and due to be set aside.
7. That Ronnie Lionel Parish was not committed or detained by virtue of any lawful process, judgment, decree or execution issued by any court or lawful Judge of the Mobile Municipal Court, in this case where a lawful Judge had exclusive jurisdiction, nor by virtue of a final judgment or decree of any competent Court of **Criminal** or Civil jurisdiction, or of any execution issued upon such lawful judgment or decree.
8. That Ronnie Lionel Parish, your petitioner, seeks to be relieved from such detention and imprisonment of the said confinement, and your petitioner now applies praying that a Writ of **Habeas Corpus**, directed to the said Commissioner of Police, warden of Mobile Metro Jail, Mobile Sheriff's Office, City of Mobile, City Council, and Mobile Municipal Court may issue on behalf of Ronnie Lionel Parish pursuant to the Statute in such case made and provided so that he may be forthwith brought before this Honorable Court to do, submit to and receive what the law may require.
9. That the Defendant, Ronnie Lionel Parish is being unlawfully detained under a wrongful conviction by Charles Graddick, the Municipal Court and Mobile City Council and the

Mobile Mayor; and the Defendant having no other recourse for relief but to file Habeas Corpus.

Wherefore, Premises Considered, the Defendant requests this Honorable Court issue a Writ of Habeas Corpus and directed to the City of Mobile and Mobile Metro Jail. Commanding the warden of Mobile Metro Jail, and warden Trey Oliver, to bring the body of the defendant before this Honorable Court at a time and place to be appointed by the Court, together with cause for the detention of said defendant.

Respectfully submitted on this 30<sup>th</sup> day of July 2019.

Ronnie Parrish

Defendant, Ronnie Lionel Parish

**State of Alabama )**

**Mobile County )**

Before me, the undersigned authority in and for said county, in said state, personally appeared, Ronnie Lionel Parish, who, being first duly sworn, deposes and says that he has. Read the above and foregoing Petition for Writ of Habeas Corpus and that the facts contained therein are true and correct.

Ronnie Parrish

Defendant, Ronnie Lionel Parish

Sworn To And Subscribed before me this 25<sup>th</sup> day of 7, 2019.

Christine C. Hernandez

Notary 11-30-2011

/s/ Christine C. Hernandez

Christine C. Hernandez (HER051)

Attorney for the Defendant, Ronnie Lionel Parish

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Christine@equalizingjustice.com

**CERTIFICATE OF SERVICE**

I hereby certify to the court that I have on this the 30<sup>th</sup> day of July, 2019 served a copy of the foregoing via Sheriff

Mobile City Attorney's office

205 Gov't Plaza

Mobile AL 36602

/s/Christine C. Hernandez

Christine C. Hernandez